IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE SEVENTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE MR JUSTICE B.PRAKASH RAO
WRIT PETITION NO : 13384 of 1993

Between:
M/s.Devarayar Enterprises Rep by its Manager . Sri.R.Gunasekaran .S/o. G.Raju. H.No.1/2-7-3 , Siddartha Nagar Kazipet-506 003.
..... PETITIONER

AND

1 The Union of India Rep by its Secretary to Govt (mines).
Ministry of Steel and Mines Govt of India
New delhi -110 001.
2 The State of A.P., rep. by its Prl. Secretary
Industries & Commerce Dept Secretariat Building
Hyderabad-500 022.
3 The Director of Mines & Geology Govt of A.P
8th floor, B.R.K.R.Building Complex Tank Bund Road , Hyderabad.
4 The Asst.Director of Mines & Geology
Warangal-506 001.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ of Mandamus or any other writ , order or Direction of Like nature: A). Declaring the cess and other Taxes on Minerals (validation) Act 1992 (Act No.16 of 1992) as beyond the Legislative Competence and Ultravires entry 50 of List Ii of the VIIth Schedule to the Constitution of India, ultravires Article 368 of the Constitution of India , Ultravires Part XII to the Constitution of India. and arbitrary and void *ab intio;* B). Declaring the demand raised in 4th respondent's Letter No.2242/M1/86 , Dt: 3-7-1993 and Un-numbered letter Dt: 3-7-1993 in an amount of Rs.3,541/- and Rs.9,294/- respectively with regard to the quarry leases held by the petitioner firm over an extent of 2.834 Hectares in Sy.No.270/A B C & F of Malakpally Village,Ghanpur Mandal and over an extent of 18.50Acresin Sy.No.111 of Kothapally village, Hanmakonda of Warangal District.

For the Petitioner: MR.PANNALA.SRINIVAS,Advocate. Not present.

For the Respondent : Government Pleader For INDUSTRIES &

COMMERCE

The Court Made the Following :

ORDER:

On 09.04.2004 when the matter was called, none appeared nor there was any representation. Hence, it was directed to be listed after vacation. When the matter is called today, none appeared nor there was any representation.

Hence, the writ petition is dismissed for default. No order as to costs.

17-06-2004
klp

ASSISTANT REGISTRAR

//True copy//

SECTION OFFICER

To
1 The Secretary to Government (Mines),
Ministry of Steel and Mines Govt of India
New delhi -110 001.
2 The Prl. Secretary
Industries & Commerce Dept., The State of A.P., Secretariat Building
Hyderabad-500 022.
3 The Director of Mines & Geology Govt of A.P
8th floor, B.R.K.R.Building Complex Tank Bund Road ,
Hyderabad.

4 The Asst.Director of Mines & Geology
Warangal-506 001.
5. Two C.Cs to G.P. for Industies and Commerce, High Court buildings, High
Court of A.P., Hyderabad. (OUT)
6. Two C.Ds.